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UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK

SECURITIES INVESTOR PROTECTION CORPORATION,

Adv. Pro. No. 08-01789 (SMB)

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT SECURITIES LLC,

Defendant.

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

MICHAEL LIEBERBAUM and

CYNTHIA LIEBERBAUM,

Defendants.

SIPA LIQUIDATION

(Substantively Consolidated)

Adv. Pro. No. 10-05406 (SMB)

STIPULATION FOR VOLUNTARY DISMISSAL OF ADVERSARY PROCEEDING WITH PREJUDICE

Irving H. Picard, as trustee for the liquidation of the business of Bernard L. Madoff Investment Securities LLC under the Securities Investor Protection Act, 15 U.S.C. §§ 78aaa, *et seq.*, and the substantively consolidated estate of Bernard L. Madoff individually, by and through his counsel, Baker & Hostetler LLP, and defendants Michael Lieberbaum and Cynthia Lieberbaum, by and through their counsel, Hogan Lovells US LLP, in accordance with Federal Rule of Bankruptcy Procedure 7041(a)(1)(ii) (making Federal Rule of Civil Procedure 41(a)(1) applicable in adversary proceedings), hereby stipulate to a dismissal of the above-captioned adversary proceeding with prejudice.

Dated: November 17, 2014 BAKER & HOSTETLER LLP

By: <u>/s/ _Donna A. Tobin</u>_

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